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Approved for use through 07/31/2006. OMB 0651-003 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/964,196 9/6 TRANSMITTAL Filing Date September 27, 2001 **FORM** First Named Inventor Brian Batke, et al. Art Unit 2142 (to be used for all correspondence after initial filing) **Examiner Name** Michael D. Meucci Attorney Docket Number 01AB030 (1506.022) Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication to (TC) Fee Transmittal Form Drawing(s) Appeal Communication to Board of Licensing-related Papers Fee Attached Appeals and Interferences Appeal Communication to TC Response to Notice of Non-Petition Х (Appeal Notice, Brief, Reply Brief) Compliant Amendment Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please identify **Terminal Disclaimer Extension of Time Request** Postcard **Express Abandonment Request** Request for Refund CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Document(s) Remarks Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Boyle Fredrickson Newholps Stein & Gratz S.C. L Q Signature Kirk L. Deheck Printed name 55,782 Reg. No. September 18, 2006 Date CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature Typed or printed name Mary K. Vuk Date September 18, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Mary K. Vuk Date of Signat

Date of Signature and Deposit: July 25, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Brian Batke, et al.

Serial No.: 09/964,916

Filed: 09/27/2001

For: Web Access for Non-TCP/IP Control Devices of an Industrial Control System

Examiner: Meuc

Meucci, Michael D.

Group Art Unit: 2142

Docket No.: 01AB030 (1506.022)

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed August 21, 2006, please enter the claims as presented herein and consider the following remarks in addition to the remarks offered in the Response filed July 28, 2006.

A listing of the Claims begins on page 2 of this communication.

Remarks in support of patentability begin on page 8 of this paper and page 8 of the paper filed July 28, 2006.